

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

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|-------------------|---|---------------|
| CAROL ANN MURPHY, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | CV-09-634-B-W |
| |) | |
| STATE OF MAINE, |) | |
| |) | |
| Respondent. |) | |

**ORDER AFFIRMING THE RECOMMENDED
DECISION OF THE MAGISTRATE JUDGE**

No objection having been filed to the Magistrate Judge's Recommended Decision filed February 12, 2010, the Recommended Decision is accepted.

Accordingly, it is hereby ORDERED that the Petitioner's 28 U.S.C. § 2254 Petition (Docket # 1) be and hereby is DENIED. It is further ORDERED that no certificate of appealability should issue in the event the Petitioner files a notice of appeal because there is no substantial showing of the denial of a constitutional right within the meaning of 28 U.S.C. § 2253(c)(2).

SO ORDERED.

/s/ John A. Woodcock, Jr.
JOHN A. WOODCOCK, JR.
CHIEF UNITED STATES DISTRICT JUDGE

Dated this 4th day of March, 2010